

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re Terrorist Attacks on September 11, 2001

03 MDL 1570 (GBD) (SN)  
ECF Case

This document relates to:

*Ashton, et al. v. al Qaeda Islamic Army, et al.*, 02-CV-6977 (GBD)(SN)

**[PROPOSED] ORDER**

Upon consideration of the *Ashton* Plaintiffs' Motion to Vacate and Enter New Final Order of Summary Judgment for Solatium Damages as to claimant Elisabeth Scott, it is hereby;

**ORDERED** that the August 17, 2017 Order of Summary Judgment for Solatium Damages as to claimant Elisabeth Scott is VACATED;

**ORDERED** that based on the reasons stated in the *Ashton* Plaintiffs' August 16, 2016 Default Motion for Solatium Damages on behalf of the *Ashton III* plaintiffs and the Declaration of James P. Kreindler, together with the entire record in this case, Elisabeth Scott is awarded a final judgment of solatium damages as the parent of September 11, 2001 decedent, Scott McGovern, in the amount of \$8.5 million plus prejudgment interest to be calculated at a rate of 4.96% per annum; all interest compounded annually.

Dated: New York, New York

\_\_\_\_\_, 2018

SO ORDERED:

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GEORGE B. DANIELS  
UNITED STATES DISTRICT JUDGE